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| <b>TRANSMITTAL<br/>FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |  | <b>Application Number</b>     | 09 826,098               |
|  |  | <b>Filing Date</b>            | April 5, 2001            |
|  |  | <b>First Named Inventor</b>   | Takeshi YAMASHITA et al. |
|  |  | <b>Group Art Unit</b>         | 2824                     |
|  |  | <b>Examiner Name</b>          | Christian D. Wilson      |
| <b>Total Number of Pages in This Submission</b>  |  | <b>Attorney Docket Number</b> | 740819-537               |

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| <b>ENCLOSURES (check all that apply)</b>   |  |  |
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers<br><i>(for an Application)</i><br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Declaration and Power of Attorney<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD. Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input checked="" type="checkbox"/> Other - Response to Restriction Election Requirement  |
| Remarks  |  | <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number. |

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| <b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b> |  |
| Firm<br>or<br>Individual name                     | Donald R. Studebaker, Reg. No. 32,815<br>Nixon Peabody LLP<br>8180 Greensboro Drive<br>Suite 800<br>McLean, VA 22102 |
| Signature   |  |
| Date  | September 30, 2002   |

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| Signature  |                |
| Date September 30, 2002  |                |

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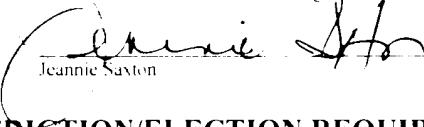
Docket No. 740819-537  
Serial No. 09 826,098  
Page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: )  
Takeshi YAMASHITA et al. ) Group Art Unit: 2824  
Serial No. 09 826,098 ) Examiner: Christian D. Wilson  
Filed: April 5, 2001 )  
For: DRY ETCHING METHOD, ) Date: September 30, 2002  
FABRICATING METHOD FOR )  
SEMICONDUCTOR DEVICE, AND DRY )  
ETCHING APPARATUS )

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Jeannie Saxon

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT**

Commissioner for Patents  
Washington, D.C. 20231

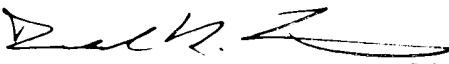
Sir:

In response to the Office Action August 29, 2002, Applicants provide the following election.

Applicant hereby elects Group I directed to claims 1-4, drawn to an etching method.

Should the Examiner believe a conference would be of benefit in expediting the prosecution of the instant application, he is hereby invited to telephone counsel to arrange such a conference.

Respectfully submitted,

  
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Registration No. 32,815

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